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Attorneys for Defendant
ROGER BROWN

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ROGER BROWN,

Defendant.

Case No. 1:19-po-00016-SAB

STIPULATION TO EXTEND
BRIEFING SCHEDULE AND
CONTINUE ARGUMENT ORDER

IT IS HEREBY STIPULATED, by and between the parties, through their respective counsel, Assistant United States Attorney Jeffrey Spivak, counsel for plaintiff, and Assistant Federal Defender Matthew Lemke, counsel for defendant Roger Brown, that the filing deadline for Mr. Brown's reply brief be extended and that the forthcoming argument be continued. Specifically, that the defense reply brief deadline currently set for January 14, 2022, be extended to Thursday, February 10, 2022, and the argument current set for January 20, 2022, be continued to February 17, 2022.

Defense counsel has submitted notice of his resignation to the Office of the Federal Defender and now anticipates transitioning away from active case work on or about Friday, January 21, 2022. Defense counsel does not expect that Mr. Brown's matter will resolve prior to his departure from the Office of the Federal Defender. The parties ask the Court to extend briefing and to continue the matter in order to permit new counsel an opportunity to review the case materials, review the pending Motion, and proceed in the case as they deem appropriate, so

as to ensure that Mr. Brown receives a consistent defense in the resolution of this matter.

Respectfully submitted,

PHILLIP A. TALBERT
United States Attorney

Date: January 14, 2022

/s/ Jeffrey Spivak
JEFFREY SPIVAK
Assistant United States Attorney
Attorney for Plaintiff

HEATHER E. WILLIAMS
Federal Defender

Date: January 14, 2022

/s/ Matthew Lemke
MATTHEW LEMKE
Assistant Federal Defender
Attorney for Defendant
ROGER BROWN

ORDER

GOOD CAUSE APPEARING, **IT IS HEREBY ORDERED** that the defense reply brief deadline currently set for January 14, 2022, be extended to Thursday, February 10, 2022, and the Motion argument current set for January 20, 2022, be continued to February 17, 2022 at 10 a.m.

IT IS SO ORDERED.

Dated: **January 14, 2022**


UNITED STATES MAGISTRATE JUDGE